



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Francis L. Garing

Serial No.: 09/772,520

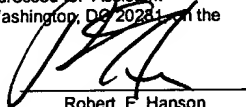
Filed: January 29, 2001

For: PLANTS AND SEEDS OF CORN
VARIETY I026458

Group Art Unit: 1638

Examiner: Mehta, A.

Atty. Dkt. No.: DEKA:276US

CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231, on the date below:	
April 23, 2003	
Date	Robert E. Hanson

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

BOX AF

Commissioner for Patents
Washington, D.C. 20231

Commissioner:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed January 23, 2003, finally rejecting claims 3, 4, 14, 21 and 24-31.

The fee for filing this Notice of Appeal is \$320 and is attached hereto.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R.

§§ 1.16 to 1.21 be required for any reason relating to the enclosed material, or should an

04/30/2003 RHARIS1 00000136 09772520

01 FC:1401

320.00 OP

overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Account No.: 50-1212/DEKA:276US.

Please date stamp and return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,



Robert E. Hanson
Reg. No. 42,628
Attorney for Applicant

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
(512) 536-3085

Date: April 23, 2003